

11/09/01

jc853 U.S. PTO

Please type a plus sign (+) inside this box



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

App. for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

PTO/SB/05 (08-00)

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

42571

First Inventor

Gholam A. PEYMAN

Title

METHOD AND APPARATUS FOR ALIGNMENT OF INTRACORNEAL INLAY

Express Mail Label No.

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 22 ]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 6 ]
5. Oath or Declaration [Total Pages      ]
  - a. ☐ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 17 completed)
  - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

**ADDRESS TO:**Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☒ Other: Non-publication Request

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No.: \_\_\_\_\_ / \_\_\_\_\_

Prior application information:

Examiner \_\_\_\_\_

Group / Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.**18. CORRESPONDENCE ADDRESS**☒ Customer Number or Bar Code Label

001609

(Insert Customer No. or Attach bar code label here)

or



Correspondence address below

Name

Jeffrey J. Howell

Address

Roylance, Abrams, Berdo &amp; Goodman, L.L.P.

1300 19th Street, N.W., Suite 600

City

Washington,

State

D.C.

Zip Code

20036

Country

U.S.A.

Telephone

(202) 659-9076

Fax

(202) 659-9344

Name (Print/Type)

Jeffrey J. Howell

Registration No. (Attorney/Agent)

46,402

Signature

Date November 9, 2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 0.00

**Complete if Known**

|                      |                  |
|----------------------|------------------|
| Application Number   | To be assigned   |
| Filing Date          | November 9, 2001 |
| First Named Inventor | Gholam A. PEYMAN |
| Examiner Name        |                  |
| Group Art Unit       |                  |
| Attorney Docket No.  | 42571            |

**METHOD OF PAYMENT**

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number   
Deposit Account Name

☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

**FEE CALCULATION****1. BASIC FILING FEE**

|     | Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description        | Fee Paid             |
|-----|----------------------------|----------------------------|------------------------|----------------------|
| 101 | 740                        | 201 370                    | Utility filing fee     | <input type="text"/> |
| 106 | 330                        | 206 165                    | Design filing fee      | <input type="text"/> |
| 107 | 510                        | 207 255                    | Plant filing fee       | <input type="text"/> |
| 108 | 740                        | 208 370                    | Reissue filing fee     | <input type="text"/> |
| 114 | 160                        | 214 80                     | Provisional filing fee | <input type="text"/> |

SUBTOTAL (1) (\$ )**2. EXTRA CLAIM FEES**

Total Claims  - 20\*\* =  X  =   
Independent Claims  - 3\*\* =  X  =   
Multiple Dependent  =

|     | Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  |
|-----|----------------------------|----------------------------|--|
| 103 | 18                         | 203 9                      | Claims in excess of 20                                     |
| 102 | 84                         | 202 42                     | Independent claims in excess of 3                          |
| 104 | 280                        | 204 140                    | Multiple dependent claim, if not paid                      |
| 109 | 84                         | 209 42                     | ** Reissue independent claims over original patent         |
| 110 | 18                         | 210 9                      | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ )

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

|     | Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  | Fee Paid             |
|-----|----------------------------|----------------------------|--|----------------------|
| 105 | 130                        | 205 65                     | Surcharge - late filing fee or oath  | <input type="text"/> |
| 127 | 50                         | 227 25                     | Surcharge - late provisional filing fee or cover sheet                     | <input type="text"/> |
| 139 | 130                        | 139 130                    | Non-English specification  | <input type="text"/> |
| 147 | 2,520                      | 147 2,520                  | For filing a request for <i>ex parte</i> reexamination                     | <input type="text"/> |
| 112 | 920*                       | 112 920*                   | Requesting publication of SIR prior to Examiner action                     | <input type="text"/> |
| 113 | 1,840*                     | 113 1,840*                 | Requesting publication of SIR after Examiner action                        | <input type="text"/> |
| 115 | 110                        | 215 55                     | Extension for reply within first month                                     | <input type="text"/> |
| 116 | 400                        | 216 200                    | Extension for reply within second month                                    | <input type="text"/> |
| 117 | 920                        | 217 460                    | Extension for reply within third month                                     | <input type="text"/> |
| 118 | 1,440                      | 218 720                    | Extension for reply within fourth month                                    | <input type="text"/> |
| 128 | 1,960                      | 228 980                    | Extension for reply within fifth month                                     | <input type="text"/> |
| 119 | 320                        | 219 160                    | Notice of Appeal   | <input type="text"/> |
| 120 | 320                        | 220 160                    | Filing a brief in support of an appeal                                     | <input type="text"/> |
| 121 | 280                        | 221 140                    | Request for oral hearing   | <input type="text"/> |
| 138 | 1,510                      | 138 1,510                  | Petition to institute a public use proceeding                              | <input type="text"/> |
| 140 | 110                        | 240 55                     | Petition to revive - unavoidable   | <input type="text"/> |
| 141 | 1,280                      | 241 640                    | Petition to revive - unintentional   | <input type="text"/> |
| 142 | 1,280                      | 242 640                    | Utility issue fee (or reissue)   | <input type="text"/> |
| 143 | 460                        | 243 230                    | Design issue fee   | <input type="text"/> |
| 144 | 620                        | 244 310                    | Plant issue fee  | <input type="text"/> |
| 122 | 130                        | 122 130                    | Petitions to the Commissioner  | <input type="text"/> |
| 123 | 50                         | 123 50                     | Processing fee under 37 CFR 1.17(q)  | <input type="text"/> |
| 126 | 180                        | 126 180                    | Submission of Information Disclosure Stmt                                  | <input type="text"/> |
| 581 | 40                         | 581 40                     | Recording each patent assignment per property (times number of properties) | <input type="text"/> |
| 146 | 740                        | 246 370                    | Filing a submission after final rejection (37 CFR § 1.129(a))              | <input type="text"/> |
| 149 | 740                        | 249 370                    | For each additional invention to be examined (37 CFR § 1.129(b))           | <input type="text"/> |
| 179 | 740                        | 279 370                    | Request for Continued Examination (RCE)                                    | <input type="text"/> |
| 169 | 900                        | 169 900                    | Request for expedited examination of a design application                  | <input type="text"/> |

Other fee (specify) 

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ )**SUBMITTED BY**

|                   |   |                                   |                  |           |                |
|-------------------|---|-----------------------------------|------------------|-----------|----------------|
| Name (Print/Type) | Jeffrey J. Howell   | Registration No. (Attorney/Agent) | 46,402           | Telephone | (202) 659-9076 |
| Signature         |  | Date                              | November 9, 2001 |           |                |

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231 DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO: Assistant Commissioner for Patents Washington DC 20231

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

GHOLAM A. PEYMAN

Title

METHOD AND APPARATUS FOR ALIGNMENT OF  
INTRACORNEAL INLAY

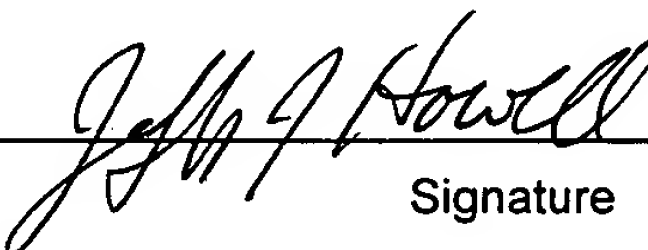
Atty Docket Number

42571

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

November 9, 2001

Date



Signature

Jeffrey J. Howell

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.